

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: North Dakota

The agency does not apply the trust provisions in any case in which the agency determines that such application would work an undue hardship.

The following criteria will be used to determine whether the agency will not count assets transferred because doing so would work an undue hardship:

The agency may waive application of this section if the individual establishes that some other person, not currently receiving Medicaid, Food Stamps, TANF, or LIHEAP benefits, would become eligible for such benefits because of and upon application of this section, and that the cost of those benefits, provided to that other person, exceeds the cost of Medicaid benefits available to the individual if application is waived.

Under the agency's undue hardship provisions, the agency exempts the funds in an irrevocable burial trust. However, the funds in an irrevocable burial trust reduce the amount an individual can otherwise exclude as their designated burial.

The maximum value of the exemption for an irrevocable burial trust is \$\_\_\_\_\_.

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